

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
(Western Division – Los Angeles)
CIVIL DOCKET FOR CASE #: 2:06-cv-01864-AG -CT**

Los Angeles Times Communications LLC v. United States
Department of Labor et al
Assigned to: Judge Andrew J. Guilford
Referred to: Magistrate Judge Carolyn Turchin
Case in other court: 9th CCA, 07-55818
Cause: 05:552 Right to Privacy Act

Date Filed: 03/28/2006
Date Terminated: 04/18/2007
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**Los Angeles Times Communications
LLC**

represented by **Alonzo B Wickers , IV**
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V.

Defendant

United States Department of Labor

represented by **Susan K Ullman**
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Defendant

Office of the Secretary of Labor

represented by **Susan K Ullman**
(See above for address)
*LEAD ATTORNEY
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Defendant

Office of the Solicitor of Labor

represented by **Susan K Ullman**
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Defendant

Employment Standards Adminsitration

represented by **Susan K Ullman**
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*LEAD ATTORNEY
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Defendant

**Office of Workers Compensation
Programs**

represented by **Susan K Ullman**
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Defendant

**Division of Longshore and Harbor
Workers Compensation Program**

represented by **Susan K Ullman**
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*LEAD ATTORNEY
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Defendant

Does
1–10 inclusive

represented by **Susan K Ullman**
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Date Filed	#	Docket Text
03/28/2006	1	COMPLAINT against defendants Employment Standards Adminsitration, Office of Workers Compensation Programs, Divison of Longshore and Harbor Workers Compensation Program, Does, United States Department of Labor, Office of the Secretary of Labor, Office of the Solicitor of Labor.(Filing fee \$ 250 paid), filed by plaintiff Los Angeles Times Communications LLC.(pj,) (Entered: 03/30/2006)
03/28/2006		30 day Summons Issued re Complaint – (Discovery), Complaint – (Discovery) 1 as to Employment Standards Adminsitration, Office of Workers Compensation Programs, Divison of Longshore and Harbor Workers Compensation Program, Does, United States Department of Labor, Office of the Secretary of Labor, Office of the Solicitor of Labor. (pj,) (Entered: 03/30/2006)
03/28/2006	2	CERTIFICATION AND NOTICE of Interested Parties filed by Plaintiff Los Angeles Times Communications LLC. (pj,) (Entered: 03/30/2006)
03/28/2006		FAX number for Attorney Karen A Henry, Kelli L Sager, Alonzo B Wickers, IV is 213–633–6899. (pj,) (Entered: 03/30/2006)
03/28/2006		FAX number for Attorney Karlene Worthington Goller is 213–237–3810. (pj,) (Entered: 03/30/2006)

03/29/2006	<u>3</u>	PROOF OF SERVICE Re Summons and Complaint Executed by Plaintiff Los Angeles Times Communications LLC, upon Employment Standards Adminsitration served on 3/29/2006, answer due 5/28/2006; Office of Workers Compensation Programs served on 3/29/2006, answer due 5/28/2006; Divison of Longshore and Harbor Workers Compensation Program served on 3/29/2006, answer due 5/28/2006; United States Department of Labor served on 3/29/2006, answer due 5/28/2006; Office of the Secretary of Labor served on 3/29/2006, answer due 5/28/2006; Office of the Solicitor of Labor served on 3/29/2006, answer due 5/28/2006. The Summons and Complaint were served by Certified Mail (No Original Domestic Return Receipts attached), by Federal statute. Service accepted by No individual names specified on behalf of Office of the US Attorney, Attorney General of the United States; United States Department of Labor; Office of the Secretary of Labor; Office of the Solicitor of Labor; Employment Standards Administration; Office of Workers' Compensation Programs; Office of Longshore and Harbor Workers' Compensation Program. Original Summons not returned. (dw,) (Entered: 04/04/2006)
04/05/2006	<u>4</u>	NEW CASE ORDER by Judge Stephen V. Wilson : This case has been assigned to the calendar of Judge Stephen V. Wilson. The Court fully adheres to Rule 1 of the Federal Rules of Civil Procedure which requires that the Rules be construed to secure the just, speedy and inexpensive determination of every action. (See Document for details.)(pc,) (Entered: 04/05/2006)
04/27/2006	<u>5</u>	STIPULATION To Extend Time for Defendants to Respond to Complaint; ORDER by Judge Stephen V. Wilson: IT IS SO ORDERED that Defendants shall have until 5/15/06 to respond to the Complaint.(dw,) (Entered: 04/28/2006)
05/15/2006	<u>6</u>	ANSWER to Complaint – (Discovery) 1 filed by Defendants Employment Standards Adminsitration, Office of Workers Compensation Programs, Divison of Longshore and Harbor Workers Compensation Program, Does, United States Department of Labor, Office of the Secretary of Labor, Office of the Solicitor of Labor.(dw,) Modified on 5/16/2006 (dw,). (Entered: 05/16/2006)
05/17/2006	<u>7</u>	ORDER RE: STATUS CONFERENCE by Judge Stephen V. Wilson : IT IS HEREBY ORDERED that a Status Conference be set for Monday, June 19, 2006 at 3:00 p.m. before the Honorable Stephen V. Wilson. The attorneys attending this conference MUST be those who are in charge of the conduct of the trial. Attendance is mandatory. This Court views this status conference as critical to its case management responsibilities. Counsel are required to approach it with the same seriousness. (See document for details.)(pc,) (Entered: 05/17/2006)
05/18/2006	<u>8</u>	NOTICE of Status Conference filed by Plaintiff Los Angeles Times Communications LLC. (dw,) (Entered: 05/23/2006)
05/24/2006	<u>9</u>	[CORRECTED] ANSWER to Complaint – (Discovery) 1 filed by Defendants Employment Standards Adminsitration, Office of Workers Compensation Programs, Divison of Longshore and Harbor Workers Compensation Program, United States Department of Labor, Office of the Secretary of Labor, Office of the Solicitor of Labor.(dw,) (Entered: 05/25/2006)
06/19/2006	<u>10</u>	MINUTES OF Status Conference held before Judge Stephen V. Wilson : The Court sets the following dates for Cross–Motions for Summary Judgment: Filing of defendants Motion for Summary Judgment August 4, 2006; Plaintiffs Opposition & Motion for Summary Judgment September 1, 2006; Defendants Reply & Opposition September 25, 2006; Plaintiffs Reply October 4, 2006; Hearing on Cross–Motions for Summary Judgment October 23, 2006 at 1:30 p.m.Court Reporter: None. (pc,) (Entered: 06/27/2006)
07/07/2006	<u>11</u>	ORDER OF THE CHIEF JUDGE (#06–047) approved by Judge Alicemarie H. Stotler. Pursuant to the recommended procedure adopted by the Court for the Creation of Calendar of Judge Andrew J. Guilford, this case is transferred from Judge Stephen V. Wilson to the calendar of Judge Andrew J. Guilford for all further proceedings. The case number will now reflect the initials of the transferee Judge CV 06–1864 AG(CTx). (vp) (Entered: 07/11/2006)
08/04/2006	<u>13</u>	NOTICE OF MOTION AND MOTION for Summary Judgment filed by defendants Employment Standards Adminsitration, Office of Workers

		Compensation Programs, Division of Longshore and Harbor Workers Compensation Program, United States Department of Labor, Office of the Secretary of Labor, Office of the Solicitor of Labor. Motion set for hearing on 10/23/2006 at 01:30 PM before Judge Andrew J. Guilford. Lodged judgment. (dmjr,) (Entered: 08/15/2006)
08/04/2006	16	DECLARATION of Edward Duncan filed by Defendant United States Department of Labor. (dmjr,) (Entered: 08/15/2006)
08/04/2006	17	DECLARATION of Miranda Chiu filed by Defendant United States Department of Labor. (dmjr,) (Entered: 08/15/2006)
08/04/2006	18	DECLARATION of J P McDermott filed by Defendant United States Department of Labor. (dmjr,) (Entered: 08/15/2006)
08/08/2006	<u>12</u>	MINUTES OF IN CHAMBERS ORDER held before Judge Andrew J. Guilford : order on reassignment of action, please substitute the initials AG for the current initials. Cross motions for summary judgment to be heard on 10/23/06 10amCourt Reporter: none. (dmjr,) (Entered: 08/10/2006)
08/08/2006	14	MEMORANDUM in Support of MOTION for Summary Judgment 13 filed by defendants. (dmjr,) (Entered: 08/15/2006)
08/08/2006	15	EXHIBITS Filed filed by Defendant United States Department of Labor. as to Memorandum in Support of Motion 14 . (dmjr,) (Entered: 08/15/2006)
09/01/2006	19	CONSOLIDATED NOTICE OF MOTION AND MOTION for Summary Judgment and Opposition to Defendants Motion for Summary Judgment filed by plaintiff Los Angeles Times Communications LLC. Motion set for hearing on 10/23/2006 at 10:00 AM before Judge Andrew J. Guilford. Lodged Order and Statement of Uncontroverted Facts. Memorandum of Points and Authorities. (mu,) (Entered: 09/11/2006)
09/01/2006	20	OBJECTIONS TO EVIDENCE SUBMITTED BY DEFENDANTS IN SUPPORT OF Motion for Summary Judgment 13 filed by plalintiff Los Angeles Times Communications LLC. (mu,) (Entered: 09/11/2006)
09/01/2006	21	STATEMENT of Genuine Issues and Response to Defendants Statement of Uncontroverted Facts and Conclusions of Law filed by plaintiff Los Angeles Times Communications LLC. (mu,) (Entered: 09/11/2006)
09/01/2006	22	PROOF OF SERVICE filed by plaintiff Los Angeles Times Communications LLC, re Consolidated Notice of Motion and Motion for Summary Judgment and Opposition to Defendants Motion for Summary Judgment; Memorandum of Points and Authorities 19 , Objections to Evidence Submitted by Defendants in Support of Motion for Summary Judgment 20 , Statement of Genuine Issues and Response to Defendants Statement of Uncontroverted Facts and Conclusions of Law 21 , were served on 9/1/06. (see document for further details) (mu,) (Entered: 09/11/2006)
09/21/2006	<u>23</u>	STIPULATION AND ORDER by Judge Andrew J. Guilford: RE SCHEDULE FOR RESPONSE and Reply Briefs and the Hearing on Dispositive Motions; IT IS SO ORDERED that Defendant shall have until 10/16/06, to file its consolidated brief; that Plaintiff shall have until 10/30/06 to file its reply brief; and the parties cross-motions will be heard on 11/13/06.(rla,) (Entered: 09/22/2006)
10/16/2006	24	DEFENDANTS' COMBINED OPPOSITION to plaintiff's MOTION for Summary Judgment 19 and reply brief in support of MOTION for Summary Judgment 13 filed by defendants United States Department of Labor, Office of the Secretary of Labor, Office of the Solicitor of Labor. (esa,) (Entered: 10/24/2006)
10/16/2006	25	DECLARATION of Edward Duncan filed by Defendants United States Department of Labor, Office of the Secretary of Labor, Office of the Solicitor of Labor, et al. (esa,) (Entered: 10/24/2006)
10/16/2006	26	DECLARATION of Miranda Chiu filed by Defendants United States Department of Labor, Office of the Secretary of Labor, Office of the Solicitor of Labor, et al. (esa,) (Entered: 10/24/2006)

10/16/2006	27	STATEMENT of Genuine Issues filed by Defendants United States Department of Labor, Office of the Secretary of Labor, Office of the Solicitor of Labor, et al. (esa,) (Entered: 10/24/2006)
10/30/2006	28	OBJECTIONS to Declarations of Miranda Chiu 26 and Edward Duncan 25 filed by Plaintiff Los Angeles Times Communications LLC. (esa,) (Entered: 11/01/2006)
10/30/2006	29	REPLY filed by Plaintiff Los Angeles Times Communications LLC to defendants' combined opposition and reply 24 ; Supplemental declaration of Karen A Henry with Exhibits 18–20. (esa,) (Entered: 11/01/2006)
11/09/2006	<u>30</u>	MINUTES OF IN CHAMBERS ORDER held before Judge Andrew J. Guilford : Order Continuing hearing on Cross–Motions for summary judgment 19 13 from 11/13/2006 to 12/11/2006 at 10:00 AM before Judge Andrew J. Guilford. Supplemental briefs from both sides to be filed by 12:00 noon on 11/24/06. Court Reporter: None Present. (lb,) (Entered: 11/09/2006)
11/14/2006	37	DECLARATION of S K Ullman re MOTION for Extension of Time to File MOTION for Hearing MOTION for Hearing 32 filed by derfendants. (dmjr,) (Entered: 12/14/2006)
11/16/2006	<u>31</u>	MINUTES OF IN CHAMBERS ORDER held before Judge Andrew J. Guilford :, Set Deadlines as to MOTION for Summary Judgment 13 , MOTION for Summary Judgment 19 . Motion reset for hearing on 1/8/2007 at 10:00 AM before Judge Andrew J. Guilford. Briefs filed by 12/15/06, responses by 12/28/06Court Reporter: none. (dmjr,) Modified on 11/20/2006 (dmjr,). (Entered: 11/20/2006)
11/16/2006	32	MOTION for Extension of Time for Additional Briefing and Hearing; filed by defendants Employment Standards Adminsitration, Office of Workers Compensation Programs, Divison of Longshore and Harbor Workers Compensation Program, United States Department of Labor, Office of the Secretary of Labor, Office of the Solicitor of Labor. Motion set for hearing on 12/11/2006 at 10:00 AM before Judge Andrew J. Guilford. (rla,) (Entered: 12/02/2006)
11/16/2006	36	OPPOSITION to MOTION for Extension of Time to File MOTION for Hearing MOTION for Hearing 32 filed by plaintiff Los Angeles Times Communications LLC. (dmjr,) (Entered: 12/14/2006)
11/21/2006	34	DECLARATION of S K Ullman re MOTION for Extension of Time to File MOTION for Hearing MOTION for Hearing 32 filed by defendants. (dmjr,) (Entered: 12/07/2006)
11/27/2006	<u>33</u>	MINUTES OF IN CHAMBERS ORDER held before Judge Andrew J. Guilford :, granting MOTION for Extension of Time to File MOTION for Hearing MOTION for Hearing 32 Order requesting additional documentation regarding FOIA exemptionCourt Reporter: none. (dmjr,) (Entered: 12/06/2006)
11/27/2006	35	NOTICE OF MOTION AND MOTION to Continue motion hearing filed by defendants Employment Standards Adminsitration, Office of Workers Compensation Programs, Divison of Longshore and Harbor Workers Compensation Program, United States Department of Labor, Office of the Secretary of Labor, Office of the Solicitor of Labor. Motion set for hearing on 1/8/2007 at 10:00 AM before Judge Andrew J. Guilford. (dmjr,) (Entered: 12/13/2006)
12/15/2006	38	SUPPLEMENTAL BRIEF in support of Motion for Summary Judgment 19 ; Decalaration of Karen A Henry with Exhibit 21–22 filed by plaintiff Los Angeles Times Communications LLC. (esa,) (Entered: 01/02/2007)
12/15/2006	39	SECOND SUPPLEMENTAL DECLARATION of Miranda Chiu filed by Defendants Employment Standards Adminsitration, Office of Workers Compensation Programs, Divison of Longshore and Harbor Workers Compensation Program, United States Department of Labor, Office of the Secretary of Labor, Office of the Solicitor of Labor. (esa,) (Entered: 01/02/2007)
12/15/2006	40	SECOND SUPPLEMENTAL DECLARATION of Edward Duncan filed by Defendants Employment Standards Adminsitration, Office of Workers

		Compensation Programs, Division of Longshore and Harbor Workers Compensation Program, United States Department of Labor, Office of the Secretary of Labor, Office of the Solicitor of Labor. (esa,) (Entered: 01/02/2007)
12/15/2006	41	SUPPLEMENTAL BRIEF filed by defendants Employment Standards Adminsitration, Office of Workers Compensation Programs, Division of Longshore and Harbor Workers Compensation Program, United States Department of Labor, Office of the Secretary of Labor, Office of the Solicitor of Labor. (esa,) (Entered: 01/02/2007)
12/15/2006	42	DECLARATION of Marc D Peltier filed by Defendants Employment Standards Adminsitration, Office of Workers Compensation Programs, Divison of Longshore and Harbor Workers Compensation Program, United States Department of Labor, Office of the Secretary of Labor, Office of the Solicitor of Labor. (esa,) (Entered: 01/02/2007)
12/15/2006	43	DECLARATION of Christopher Albrycht filed by Defendants Employment Standards Adminsitration, Office of Workers Compensation Programs, Divison of Longshore and Harbor Workers Compensation Program, United States Department of Labor, Office of the Secretary of Labor, Office of the Solicitor of Labor. (esa,) (Entered: 01/02/2007)
12/28/2006	44	DEFENDANT'S RESPONSE to Plaintiff's Supplemental Brief 38 filed by Defendants Employment Standards Adminsitration, Office of Workers Compensation Programs, Divison of Longshore and Harbor Workers Compensation Program, Does, United States Department of Labor, Office of the Secretary of Labor, Office of the Solicitor of Labor.(ts,) (Entered: 01/11/2007)
12/28/2006	45	OBJECTIONS to EVIDENCE Submitted by Defendant's in Support of Supplemental Brief 38 filed by Plaintiff Los Angeles Times Communications LLC. (ts,) (Entered: 01/11/2007)
12/28/2006	46	PLAINTIFF'S RESPONSE to Defendants Supplemental Brief 41 ; Declaration of Karen A. Henry with Exhibits 23-24 filed by Plaintiff Los Angeles Times Communications. (ts,) (Entered: 01/11/2007)
01/11/2007	48	CORRECTED DECLARATION of Christopher J Albrycht 43 filed by Defendants. (mu,) (Entered: 01/24/2007)
01/16/2007	<u>47</u>	MINUTES OF Motion Hearing held before Judge Andrew J. Guilford: 1) Defendant United States Department of Labors Motion for Summary Judgment; 2) Plaintiffs Consolidated Motion for Summary Judgment: Matter is argued and taken under submission.Court Reporter: Jane Sutton Rule. (rla,) (Entered: 01/23/2007)
03/31/2007	<u>49</u>	ORDER by Judge Andrew J. Guilford: Granting Defendants Motion for Summary Judgment 13 and Denying Plaintiffs Motion for Summary Judgment 19 . (See Order for details.) Counsel for the DOL is directed to prepare the judgment and serve it on the L.A. Times. The L.A. Times shall have 15 days from the date of service of the proposed judgment to object to the proposed judgment. If no objection is received within 15 days, the judgment will be entered immediately. IT IS SO ORDERED. (rla,) (Entered: 04/02/2007)
04/18/2007	<u>50</u>	JUDGMENT by Judge Andrew J. Guilford, in favor of defendants Employment Standards Adminsitration, Office of Workers Compensation Programs, Division of Longshore and Harbor Workers Compensation Program, United States Department of Labor, Office of the Secretary of Labor, Office of the Solicitor of Labor (MD JS-6, Case Terminated).(dmjr,) (Entered: 04/19/2007)
06/04/2007	<u>51</u>	PLAINTIFF LOS ANGELES TIMES COMMUNICATIONS LLCS NOTICE OF APPEAL TO THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT Appeal of Judgment, <u>50</u> Filed On: 4/18/07; Entered On: 4/19/07; Filing fee \$455, Paid; receipt number 13202. cc: Kelli Sager; Susan K. Ullman.(car) Modified on 6/6/2007 (car,). (Entered: 06/06/2007)
06/04/2007	52	REPRESENTATION STATEMENT re Appeal to 9th Circuit Court of Appeals <u>51</u> . (car) (Entered: 06/06/2007)

06/04/2007		Civil Appeals Docketing Statement received from Plaintiff Los Angeles Times Communications LLC forwarded to 9th CCA. RE: Appeal to 9th Circuit Court of Appeals, <u>51</u> (car) (Entered: 06/06/2007)
06/06/2007		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re: Appeal to 9th Circuit Court of Appeals, <u>51</u> (car) (Entered: 06/06/2007)
06/06/2007	<u>53</u>	TRANSCRIPT DESIGNATION AND ORDERING FORM For Dates: 1/16/07; Court Reporter: Jane Sutton Rule; Re: Appeal to 9th Circuit Court of Appeals <u>51</u> (dmap) (Entered: 06/12/2007)
06/15/2007	<u>54</u>	NOTIFICATION by Circuit Court of Appellate Docket Number 07-55818, 9th CCA regarding Appeal to 9th Circuit Court of Appeals, <u>51</u> filed by Los Angeles Times Communications LLC. (car) (Entered: 06/15/2007)
08/30/2007	55	TRANSCRIPT filed for proceedings held on 1/16/07. Court Reporter: Jane C S Rule. (ad) (Entered: 09/10/2007)
09/11/2007	<u>56</u>	CERTIFICATE OF RECORD Transmitted to USCA re Appeal to 9th Circuit Court of Appeals, <u>51</u> filed by Los Angeles Times Communications LLC; Court of Appeals Case Number: 07-55818; (car) (Entered: 09/11/2007)
09/12/2007	57	ORDER from 9th CCA filed as to Appeal to 9th Circuit Court of Appeals, <u>51</u> filed by Los Angeles Times Communications LLC, CCA # 07-55818. The court has determined that this appeal will not be selected for inclusion in the Mediation Program. All further inquiries regarding this appeal, including requests for extensions of time, should be directed to the Clerk's office. Counsel are requested to contact the Circuit Mediator should circumstances develop that warrant further settlement discussions while the appeal is pending. Order received in this district on 9/14/07. (car) (Entered: 09/14/2007)
01/25/2008	<u>58</u>	ORDER from 9th CCA filed re: Appeal to 9th Circuit Court of Appeals, <u>51</u> filed by Los Angeles Times Communications LLC, CCA # 07-55818. The Appeal is voluntarily dismissed. Appeal received in this district on 01/29/08. (cbr) (Entered: 01/30/2008)